

Chafee	Frist	Nickles
Chambliss	Graham (SC)	Roberts
Cochran	Grassley	Santorum
Coleman	Gregg	Sessions
Collins	Hagel	Shelby
Cornyn	Hatch	Smith
Craig	Hutchison	Snowe
Crapo	Inhofe	Specter
DeWine	Kyl	Stevens
Dole	Lott	Sununu
Domenici	Lugar	Talent
Ensign	McCain	Thomas
Enzi	McConnell	Voinovich
Fitzgerald	Murkowski	Warner

## NOT VOTING—3

Landrieu	Lieberman	Miller
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The amendment (No. 324) was rejected.

Mr. BOND. Mr. President, I move to reconsider the vote.

Mr. SANTORUM. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

The PRESIDING OFFICER. The Senator from Oklahoma.

Mr. NICKLES. Mr. President, I inquire from the Presiding Officer, how much time elapsed on that rollcall?

The PRESIDING OFFICER. Sixteen minutes.

Mr. NICKLES. Just for the information of our colleagues, we are going to be tightening down substantially. I don't want people coming up and being mad at Senator CONRAD and myself or Senator FRIST or Senator DASCHLE if they missed a vote, but we are going to start cutting off these votes, just for your information.

I yield to my colleague to call up the next amendment.

Mr. CONRAD. I ask unanimous consent there be 2 minutes equally divided on this amendment—for all of them.

The PRESIDING OFFICER. That is already provided.

Mr. CONRAD. I yield to Senator BAUCUS.

## AMENDMENT NO. 348

Mr. BAUCUS. Mr. President, I call up amendment 348.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Montana (Mr. BAUCUS) proposes an amendment numbered 348.

Mr. BAUCUS. I ask unanimous consent the reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

(Purpose: To ensure that a prescription drug benefit is available to all medicare beneficiaries on an equal basis, including those who choose to remain in the current fee-for-service program)

On page 61, line 12, insert "on an equal basis with respect to benefit level regardless of whether such beneficiaries remain in the traditional medicare fee-for-service program under parts A and B of such title or enroll in a private plan under the medicare program" after "prescription drugs".

Mr. BAUCUS. Mr. President, I ask I be notified when I have consumed 1 minute.

The PRESIDING OFFICER. The Senator has 1 minute.

Mr. BAUCUS. The administration's drug plan essentially abandons the 89

percent of senior citizens who are now on fee-for-service. How? By providing that seniors who stay in fee-for-service get catastrophic benefits and a discount card but they do not get additional drug benefits. However, if you are a senior and enroll in managed care, you are going to get a drug benefit, therefore, forcing seniors out of fee-for-service, into managed care.

I might add this will also not save money. The managed care programs we have in our country are costing more than fee-for-service. They are costing more than the Federal Employees Health Benefit package. And seniors are dropping out of managed care because they are not getting the benefits they deserve.

The PRESIDING OFFICER. The time of the Senator has expired.

Mr. BAUCUS. I urge Members to vote for this amendment which provides all seniors get the same drug benefit.

The PRESIDING OFFICER. The Senator from Oklahoma.

Mr. NICKLES. The Budget Committee should not be trying to write the prescription drug bill. Our colleague from Montana is on the Finance Committee. That is where this bill should be written.

I yield to the chairman of the Finance Committee.

Mr. GRASSLEY. Mr. President, obviously, like on so many issues, I happen to agree with my friends on the other side of the aisle. But where do you make this decision? You don't make it on the Budget Committee. You make it on the Finance Committee.

I am committed to having a drug benefit for all seniors. We developed such a bill last year, so we have the capability of doing it. We are going to do it this year. I do not want this decision made here. I do not want to curb the freedom of the Finance Committee.

I argued the same point on an issue that friends on the other side of the aisle would have agreed with me, on a Medicaid issue, that would have been in this budget that is not in the budget.

Leave these issues to a committee of competence, the Senate Finance Committee.

The PRESIDING OFFICER. All time has expired.

Mr. BAUCUS. Mr. President, I have an additional minute, I believe?

The PRESIDING OFFICER. The Senator only had 1 minute.

Mr. NICKLES. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second? There is a sufficient second.

The question is on agreeing to amendment No. 348.

The clerk will call the roll.

The bill clerk called the roll.

Mr. REID. I announce that the Senator from Louisiana (Ms. LANDRIEU), the Senator from Connecticut (Mr. LIEBERMAN), and the Senator from Georgia (Mr. MILLER) are necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 46, nays 51, as follows:

[Rollcall Vote No. 82 Leg.]

## YEAS—46

Akaka	Dorgan	Levin
Baucus	Durbin	Lincoln
Bayh	Edwards	Mikulski
Biden	Feingold	Murray
Bingaman	Feinstein	Nelson (FL)
Boxer	Graham (FL)	Nelson (NE)
Byrd	Harkin	Pryor
Cantwell	Hollings	Reed
Carper	Inouye	Reid
Clinton	Jeffords	Rockefeller
Collins	Johnson	Sarbanes
Conrad	Kennedy	Schumer
Corzine	Kerry	Stabenow
Daschle	Kohl	Wyden
Dayton	Lautenberg	
Dodd	Leahy	

## NAYS—51

Alexander	DeWine	McCain
Allard	Dole	McConnell
Allen	Domenici	Murkowski
Bennett	Ensign	Nickles
Bond	Enzi	Roberts
Breaux	Fitzgerald	Santorum
Brownback	Frist	Sessions
Bunning	Graham (SC)	Shelby
Burns	Grassley	Smith
Campbell	Gregg	Snowe
Chafee	Hagel	Specter
Chambliss	Hatch	Stevens
Cochran	Hutchison	Sununu
Coleman	Inhofe	Talent
Cornyn	Kyl	Thomas
Craig	Lott	Voinovich
Crapo	Lugar	Warner

## NOT VOTING—3

Landrieu	Lieberman	Miller
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The amendment (No. 348) was rejected.

The PRESIDING OFFICER. The Senator from Oklahoma.

Mr. NICKLES. Mr. President, parliamentary inquiry: How much time was spent on that vote?

The PRESIDING OFFICER. Fourteen minutes.

Mr. NICKLES. For the information of our colleagues, I am going to try to tighten this down closer and closer to 10 minutes, and we are going to cut people off. I don't want people to be upset, but we are going to have to do this. We made a commitment to plow through these amendments. I told our colleagues that is what we are going to do, and that is what we are going to do. So I urge my colleagues to stay on the floor.

## AMENDMENT NO. 411

(Purpose: To provide a substitute)

Mr. President, this next amendment is a very important amendment. It is the substitute proposal offered by my colleague, Senator CONRAD.

The PRESIDING OFFICER. The Senator from North Dakota.

Mr. CONRAD. Mr. President, this is a whole substitute.

The PRESIDING OFFICER. The clerk will report the amendment.

The legislative clerk read as follows:

The Senator from North Dakota [Mr. CONRAD] proposes an amendment numbered 411.

Mr. CONRAD. Mr. President, I ask unanimous consent that further reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.